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ATTORNEY DOCKET NO.

BRAUN 1-18-5

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Linda M. Braun, *et al.*  
Serial No.: 09/773,844  
Filed: February 1, 2001  
Title: VARIABLE OPTICAL DELAY LINES AND METHODS FOR  
MAKING THE SAME  
Grp./A.U.: 2871  
Examiner: Wang, George

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that this correspondence is being facsimile  
transmitted to the Patent and Trademark Office (Fax No.  
(703)872-9306 on: 02/01/2005 (date).

Elizabeth Schumacher  
Typed or printed name of person signing this certificate  
Elizabeth Schumacher  
Signature

**RESPONSE TO BALANCE OF FEE DUE**

In response to the Notice of Fee Due which is attached to this response mailed January 11, 2005, the Commissioner is hereby authorized to charge the outstanding Notice of Appeal balance of \$160.00 and any additional fees connected with this communication or credit any overpayment to Deposit Account No. 08-2395. Please note that this \$160.00 is due to the increase in fees that occurred on or about the day that the Notice of Appeal was filed. Accordingly, this payment of \$160.00 is timely.

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The Applicants request the Examiner to telephone the undersigned attorney of record at (972) 480-8800 if such would further or expedite the prosecution of the present application.

Respectfully submitted,

HITT GAINES, P.C.



Greg H. Parker  
Registration No. 44,995

Dated: 2-1-05

P.O. Box 832570  
Richardson, Texas 75083  
(972) 480-8800

MAIL DATE CANCELLED

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PTO/SB/31 (09-04)

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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)  
**BRAUN 1-18-15**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on December 8, 2004

Signature *Elizabeth Schumacher*  
Typed or printed name **Elizabeth Schumacher**

In re Application of  
**Linda M. Braun, et al.**

Application Number  
**09/773,844**

Filed  
**02/01/2001**

For **VARIABLE OPTICAL DELAY LINES AND METHODS FOR MAKING THE SAME**

Art Unit **2871**

Examiner  
**George Y. Wang**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ **340.00**

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. \_\_\_\_\_. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record. **44,995**  
Registration number \_\_\_\_\_
- ☐ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

*Greg H. Parker*  
Signature  
**Greg H. Parker**  
Typed or printed name  
**(972) 480-8800**  
Telephone number  
**December 8, 2004**  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ \*Total of **1** forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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01 FC:1999 340.00 OP  
Adjustment date: 02/01/2005 SSANDARA  
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01 FC:1999 -340.00 OP

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